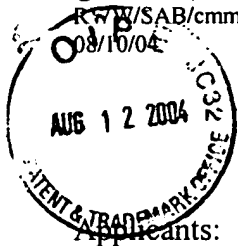


08/10/04

AF / ✓
GPO 1645



NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants:

Raymond J. Dattwyler, Gerald Seinost, Daniel Dykhuizen, Benjamin J. Luft and Maria J.C. Gomes-Solecki

Serial No.: 09/596,746 Group: 1645

Filed: June 19, 2000 Examiner: Rodney P. Swartz

Confirmation No.: 3998

For: GROUPS OF *BORRELLIA BURGDOFFERI* AND *BORRELLIA AFZELII*
THAT CAUSE LYME DISEASE IN HUMANS

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
8/10/04	Christina M. Sweeney
Date	Signature
Christina M. Sweeney	
Typed or printed name of person signing certificate	

AUG 16 2004

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TECH CENTER 1600/2906

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated February 10, 2004 of the Examiner finally rejecting claims 1-13, 39 and 41-43. The item(s) checked below are appropriate:

1. ☐ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated [] for [] month(s) from [] to [].
2. ☒ A one month extension of time to respond to the Office Action Made Final dated February 10, 2004 was filed on June 10, 2004 with payment of a \$110.00 fee.

☒ Applicant hereby petitions for an additional two month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

08/12/2004 SSITH181 00000103 09596746
01 FC:1401 330.00 OP
08/12/2004 SSITH181 00000103 09596746
02 FC:1253 840.00 OP

4. Fees are submitted for the following:

<input type="checkbox"/>	Extension of Time for [] month(s)	\$	_____
<input checked="" type="checkbox"/>	Additional Extension of Time:		
	Fee for Extension (3 mo.)	\$	950
	Less fee paid (1 mo.)	- \$	110
	Balance of fee due	\$	840
<input checked="" type="checkbox"/>	Notice of Appeal	\$	330.00
<input type="checkbox"/>	Other _____	\$	_____
	TOTAL	\$	1170

5. The method of payment for the total fees is as follows:

- ☒ A check in the amount of \$1170 is enclosed.
- ☐ Please charge Deposit Account No. 08-0380 in the amount of \$[].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By Richard W. Wagner
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Telephone: (978) 341-0036
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Concord, MA 01742-9133

Date: August 10, 2004